

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA, :  
Plaintiff : CRIMINAL ACTION  
: NO. 01-217-02  
v. :  
: CIVIL ACTION  
ERIK ISLAS, : NO. 09-5756  
Defendant :  
:

**ORDER**

AND NOW, this 9th day of February, 2011, upon careful consideration of Erik Islas's *pro se* petition for writ of habeas corpus (Crim. Docket No. 427), the government's response thereto (Crim. Docket No. 433), and the record in this case, IT IS HEREBY ORDERED that:

1. Defendant's *pro se* Section 2255 motion to vacate, set aside, or correct sentence by a person in federal custody (Crim. Docket No. 427) is DENIED;
2. A certificate of appealability SHALL NOT ISSUE.

BY THE COURT:

/s/ Lawrence F. Stengel  
LAWRENCE F. STENGEL, J.